



MIAMI BEACH

City Commission Meeting ADDENDUM MATERIAL

City Hall, Commission Chambers, 3rd Floor, 1700 Convention Center Drive
June 7, 2006

Mayor David Dermer
Vice-Mayor Saul Gross
Commissioner Matti Herrera Bower
Commissioner Simon Cruz
Commissioner Luis R. Garcia, Jr.
Commissioner Jerry Libbin
Commissioner Richard L. Steinberg

City Manager Jorge Gonzalez
City Attorney Jose Smith
City Clerk Robert E. Parcher

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ATTENTION ALL LOBBYISTS

Chapter 2, Article VII, Division 3 of the City Code of Miami Beach entitled "Lobbyists" requires the registration of all lobbyists with the City Clerk prior to engaging in any lobbying activity with the City Commission, any City Board or Committee, or any personnel as defined in the subject Code sections. Copies of the City Code sections on lobbyists laws are available in the City Clerk's office. Questions regarding the provisions of the Ordinance should be directed to the Office of the City Attorney.

ADDENDUM AGENDA

C7 - Resolutions

- C7U A Resolution Waiving, By 5/7ths Vote, The Formal Competitive Bidding Requirements, Finding Such Waiver To Be In The Best Interest Of The City, And Authorizing The City Manager, Through His Designee, Who Shall Be The City's Property Management Director, A Licensed General Contractor, To Select, Negotiate, And Award All Contracts, Agreements, Purchase Orders, And Change Orders For The Purchase Of All Necessary Goods And Construction Services Relative To The Replacement Of The Main Fresh Water Supply Line And Backflow Prevention System Of The Irrigation System At The Miami Beach Golf Course; Providing That All Documents Be Reviewed By The Appropriate Members Of The Administration And City Attorney's Office, And Which Shall Contain Those Minimum Terms And Conditions As Set Forth In This Resolution; And Further Authorizing The Mayor And City Clerk To Execute Any And All Agreements Relative To The Aforestated Project.
(Public Works)

Condensed Title:

A Resolution waiving formal competitive bidding requirements and authorizing the Property Management Director to award all contracts and change orders relative to the replacement of the main fresh water supply line and backflow prevention system of the irrigation system at the Miami Beach Golf Course.

Key Intended Outcome Supported:

Well Maintained Facilities

Issue:

Shall the Mayor and City Commission approve the Resolution?

Item Summary/Recommendation:

There is an urgent need to replace the existing fresh water supply lines and backflow prevention system, due to the repeated failure of the existing and newly installed backflow preventors at the Miami Beach Golf Course which in turn, have caused the lack of adequate fresh water supply to the irrigation pumps. Emergency contracting through the Property Management Director is the best method to avoid further major water loss, damage to the irrigation pump system, and/or damage to the landscaping and grasses of the Golf Course.

In order to expedite the completion of this time-sensitive project at the Miami Beach Golf Course, the Administration recommends that the Mayor and City Commission adopt the Resolution allowing the Property Management Director to serve as the General Contractor of Record and further authorize the Property Management Director to select, negotiate, and award all contracts, agreements, purchase orders, and change orders for the purchase of all necessary goods and services (construction and professional) relative to the replacement of the main fresh water supply line and backflow prevention system of the irrigation system at the Miami Beach Golf Course. The estimated total cost for this project is \$95,000. Any contracts awarded in excess of \$25,000 by the Property Management Director will be brought to the City Commission for ratification.

The Administration recommends approval of the Resolution.

Advisory Board Recommendation:

N/A

Financial Information:

Source of Funds:	Amount	Account	Approved
1	\$95,000	MB Golf Course Account #011.0970.000676	
2			
3			
4			
Total			

OBPI

Financial Impact Summary:

City Clerk's Office Legislative Tracking:

Brad A. Judd; Property Management Director

Sign-Offs:

Department Director	Assistant City Manager	City Manager
<i>FLB</i>	<i>AC</i>	<i>Jag</i>



MIAMI BEACH

AGENDA ITEM C74
DATE 6-7-06



MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

TO: Mayor David Dermer and Members of the City Commission

FROM: Jorge M. Gonzalez, City Manager

DATE: June 7, 2006

SUBJECT: **A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, WAIVING, BY 5/7THS VOTE, THE FORMAL COMPETITIVE BIDDING REQUIREMENTS, FINDING SUCH WAIVER TO BE IN THE BEST INTEREST OF THE CITY, AND AUTHORIZING THE CITY MANAGER, THROUGH HIS DESIGNEE, WHO SHALL BE THE CITY'S PROPERTY MANAGEMENT DIRECTOR, A LICENSED GENERAL CONTRACTOR, TO SELECT, NEGOTIATE, AND AWARD ALL CONTRACTS, AGREEMENTS, PURCHASE ORDERS, AND CHANGE ORDERS FOR THE PURCHASE OF ALL NECESSARY GOODS AND CONSTRUCTION SERVICES RELATIVE TO THE REPLACEMENT OF THE MAIN FRESH WATER SUPPLY LINE AND BACKFLOW PREVENTION SYSTEM OF THE IRRIGATION SYSTEM AT THE MIAMI BEACH GOLF COURSE; PROVIDING THAT ALL DOCUMENTS BE REVIEWED BY THE APPROPRIATE MEMBERS OF THE ADMINISTRATION AND CITY ATTORNEY'S OFFICE, AND WHICH SHALL CONTAIN THOSE MINIMUM TERMS AND CONDITIONS AS SET FORTH IN THIS RESOLUTION; AND FURTHER AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE ANY AND ALL AGREEMENTS RELATIVE TO THE AFORESTATED PROJECT.**

ADMINISTRATION RECOMMENDATION

Adopt the Resolution.

FUNDING

Funds in the amount of \$95,000 are available from the Miami Beach Golf Course account 011.0970.000676.

ANALYSIS

There is an urgent need to replace the existing fresh water supply lines and backflow prevention system, due to the repeated failure of the existing and newly installed backflow preventors at the Miami Beach Golf Course which in turn, have caused the lack of adequate fresh water supply to the irrigation pumps. Emergency contracting through the Property Management Director is the best method to avoid further major water loss, damage to the irrigation pump system, and/or damage to the landscaping and grasses of the Golf Course.

The work specified consists of all labor, machinery, tools, means of transportation, supplies, equipment, materials, and services necessary for the design, specifications development, construction documents, permitting, and construction work required for the completion of the project. The estimated total cost for this project is \$95,000.

Section 2-366 of the City Code, entitled *Contract Procedures*, states that *all supplies and equipment, except as otherwise provided in this division, when the estimated cost thereof shall exceed \$25,000.00, shall be purchased by formal,*

written contract and/or purchase order from the lowest and best responsible bidder, after due notice inviting proposals; however, the City Commission shall have authority to waive execution of formal contract in cases where it deems it advisable to do so. (emphasis added)

Inasmuch as the City's Property Management Director has been approved as the General Contractor for these projects, at times there will be a need for the acquisition of goods and services that may exceed the \$25,000 bidding threshold. Therefore, as a result of the time needed to complete formal bid processes (i.e. 90-120 days) each time that Property Management Division has a need to augment its existing resources for goods and services in excess of \$25,000, this important project will be placed on hold or delayed significantly. Pursuant to Section 2-367(e) of the City Code entitled *Rejection of bids; negotiation; waiver of competitive bidding*, the City Commission, upon written recommendation of the City Manager, may by resolution adopt by a five-sevenths vote of the City Commission a waiver of competitive bidding when the City Commission finds such waiver to be in the best interest of the City.

CONCLUSION:

That the Mayor and City Commission adopt the attached Resolution which waives the competitive bidding requirements, finding such waiver to be in the best interest of the City, and authorizing the City Manager's designee, who shall be the Property Management Director, a Licensed General Contractor, to select, negotiate, and award all contracts, agreements, purchase orders, and change orders for the purchase of all necessary goods and services relative to the replacement of the main fresh water supply line and backflow prevention system of the irrigation system at the Miami Beach Golf Course; providing that all documents be reviewed by the appropriate members of the Administration, City Attorney's Office, and contains minimum terms and conditions as set forth in this resolution; and further authorizing the Mayor and City Clerk to execute any and all agreements relative to the aforestated project.

JMG:BCM:FHB:BAJ